

**Introduced by Senator Bowen**January 6, 2003

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An act to amend Section 10515 of the Public Contract Code, relating to public contracts, and declaring the urgency thereof, to take effect immediately.

## LEGISLATIVE COUNSEL'S DIGEST

SB 41, as introduced, Bowen. Public contracts: conflict of interest.

Existing law prohibits persons, firms, or their subsidiaries who are awarded state contracts for consulting services from submitting a bid or being awarded a contract on or after January 1, 2003, for any action related to the end product of the consulting services contract.

This bill would change that date to July 1, 2003.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: <sup>2</sup>/<sub>3</sub>. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 10515 of the Public Contract Code is  
2 amended to read:  
3 10515. (a) No person, firm, or subsidiary thereof who has  
4 been awarded a consulting services contract may submit a bid for,  
5 nor be awarded a contract on or after ~~January~~ July 1, 2003, for, the  
6 provision of services, procurement of goods or supplies, or any  
7 other related action that is required, suggested, or otherwise  
8 deemed appropriate in the end product of the consulting services  
9 contract.



1 (b) Subdivision (a) does not apply to any person, firm, or  
2 subsidiary thereof who is awarded a subcontract of a consulting  
3 services contract that amounts to no more than 10 percent of the  
4 total monetary value of the consulting services contract.

5 SEC. 2. This act is an urgency statute necessary for the  
6 immediate preservation of the public peace, health, or safety  
7 within the meaning of Article IV of the Constitution and shall go  
8 into immediate effect. The facts constituting the necessity are:

9 In order to conform the threshold date specified in Section  
10 10515 of the Public Contract Code to the operative date of that  
11 section, and thereby avoid any potential problems resulting from  
12 the unintended retroactive application of the statute, it is necessary  
13 that this act take effect immediately as an urgency statute.

